IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

MONDAY, THE TWENTY EIGHTH DAY OF FEBRUARY
TWO THOUSAND AND FIVE

PRESENT

THE HON'BLE MR JUSTICE B. SUDERSHAN REDDY

and
THE HON'BLE MR JUSTICE C.V.RAMULU

WRIT PETITION NO : 3675 of 2005

Between:

1. M/s. Anuroop Auto Pvt Ltd., Plot No.8,
Opp: IBBP Petrol Pump (Allauddin Bldgs),
Begumpet Road, Secunderabad.
2. M/s. Anuroop Auto Pvt Ltd., (Workshop),
1-8-308/5/1, Pattigadda, Secudnerabad,
both the units rep. by its Manager, C. Shrander Kumar.

... PETITIONERS

AND

1. The Hon'ble District Consumer Forum -II,
Chandravihar Complex, Mozamjahi Market, Hyd.
2. The Station House Officer, P.S., Begumpet, Hyderabad.
3. Vidno Kumargupta, S/o. Bal Mukund Gupta,
R/o. 4-1-286/40, J.N. Road, Hyderabad.

..RESPONDENTS

Petition under Article 226 of the Constitution of India praying that in the circumstances stated in the affidavit filed herein the High Court may be pleased to Issue a writ of Mandamus calling for the records relating to the case in P.P.No.87 of 2004 in C.D.No.636 of 1999 and the arrest warrants issued in P.P.No.97 of 2004 on the file of the Hon'ble District Consumer Forum-II, Chandra Vihar Complex, Mozamjahi Market, Hyderabad, the first respondent herein and set aside the same.

Counsel for the Petitioners: MR.P.PRATAP REDDY

Counsel for the Respondent No.1: GP FOR GENERAL ADMINISTRATION
Counsel for the Respondent No.2: GP FOR HOME

The Court made the following:

ORDER: (Per BRSR,J)

The petitioners claim to have filed an appropriate application before the first respondent-District Consumer Forum-II seeking suspension of the warrants issued against them in P.P.No.87 of 2004 in C.D.No.636 of 1999 on the ground that orders have been passed by the District Forum against them though they were not parties in the main proceedings initiated by the third respondent. It is stated that the said application is under consideration of the first respondent, but even before the said application could be decided, the second respondent is threatening to arrest the petitioners and it is under those circumstances the present writ petition has been filed.

Having regard to the nature of controversy between the parties, we consider it appropriate to direct the first respondent herein to forthwith dispose of the application stated to have been filed by the petitioners herein and pass appropriate orders thereon. The first respondent shall decide as to whether the further proceedings against the petitioners should be allowed to go on in view of their assertion that no orders have been passed in the main case. These are all the matters that are required to be gone into by the first respondent. There shall be an order accordingly.

The writ petition is accordingly disposed of.

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B. SUDERSHAN REDDY, J.

Date:28.02.2005.

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C.V. RAMULU, J.

Note: Furnish C.C. by 01.03.2005.

(B/o)

GS/KS

To

1. The Registrar, District Consumer Forum -II,
Chandravihar Complex, Mozamjahi Market, Hyd.

2. The Station House Officer, P.S., Begumpet, Hyderabad.

3) 2 CD copies

4) 1 CC to MR.PRATAP REDDY

5) 2 CCs to G.P. for Home, High Court of A.P., Hyderabad (OUT)

6) 2 CCs to G.P. for General Administration, High Court of A.P., Hyderabad (OUT)